

CHAPTER 2.

A RESOLUTION PROPOSING A CONSTITUTIONAL AMENDMENT TO PERMIT RED RIVER COUNTY TO LEVY A 25c AD VALOREM TAX TO REFUND WARRANTS.

H. J. R. No. 45.]

A Joint Resolution proposing an Amendment to Article 8, Section 9, of the Constitution of the State of Texas by adding a new Section thereto to be known as Section 9-A; providing that the Commissioners Court of Red River County, after a majority vote of the resident qualified electors owning taxable property therein, shall have the authority to levy a tax not to exceed Twenty-five (25) Cents on the one hundred dollars valuation for a period not exceeding fifteen (15) years for the purpose of refunding the outstanding warrant indebtedness of the General Fund of the County by the issuance of bonds under the provisions of the General Laws regulating the refunding of outstanding debts of the County; providing for the necessary proclamation; and appropriating funds to defray the expenses of the proclamation, publication, and election.

Be it resolved by the Legislature of the State of Texas:

SECTION 1. That Article 8, Section 9, of the Constitution of the State of Texas, be amended by adding thereto another Section to be known as Section 9-A, which shall read as follows:

"Section 9-A. Upon the vote of a majority of the resident qualified electors owning rendered taxable property therein so authorizing, the Commissioners Court of Red River County, Texas, may levy an annual tax not to exceed Twenty-five (25) Cents on the one hundred dollars valuation for a period not to exceed fifteen (15) years for the purpose of refunding all the outstanding warrant indebtedness of the General Fund of such County and issue bonds under the provisions of the General Law regulating the issuance of bonds to refund said indebtedness.

"At such election, the Commissioners Court shall submit for adoption the proposition of whether such outstanding warrant indebtedness of the General Fund of such County shall be refunded into bonds, the amount of special tax to be levied, and the number of years said tax is to be levied. The funds raised by such taxes shall not be used for purposes other than those specified in the plan submitted to the voters.

"The provisions of this Section 9-A shall apply only to Red River County; and the provisions hereof shall be self-enacting without the necessity of an enabling act of the Legislature of the State of Texas, but shall become effective immediately after the official canvass of the result has been made and it is determined that this Amendment has been adopted by a majority of the voters of the State."

SEC. 2. The foregoing Amendment to the Constitution of the State of Texas shall be submitted to the qualified voters of the

State on the first Tuesday following the first Monday in November, 1940, at which election all voters favoring such proposed Amendment shall write or have printed on their ballots the words: "For the Amendment to the Constitution providing that the Commissioners Court of Red River County may, upon a vote of the qualified electors therein, levy a tax and issue bonds to refund the outstanding warrant indebtedness of the General Fund of such County"; those voters opposing such Amendment shall write or have printed on their ballots the words: "Against the Amendment to the Constitution providing that the Commissioners Court of Red River County may, upon a vote of the qualified electors therein, levy a tax and issue bonds to refund the outstanding warrant indebtedness of the General Fund of such County."

SEC. 3. The Governor of the State of Texas is hereby directed to issue the necessary proclamation and to have necessary proclamation for said election and to have same published as required by the Constitution for Amendments thereto.

SEC. 4. The sum of Five Thousand Dollars (\$5,000), or so much thereof as may be necessary, is hereby appropriated out of any funds in the Treasury of the State not otherwise appropriated to pay the expenses of such publication and election, which shall be refunded to the State of Texas by Red River County out of its General Fund or any other available fund. Provided that no election shall be held until Red River County shall first deposit with the State Treasurer the sum of Five Thousand Dollars (\$5,000) with which to pay such expense of said election.

[NOTE.—H. J. R. No. 45 was passed by the House, June 19, 1939, by a vote of 116 yeas, 17 nays; by the Senate, June 20, 1939, by a vote of 28 yeas, 2 nays.]

Approved June 30, 1939.

To be voted on at election to be held November 5, 1940.